

CLOSED, TYPE-I

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:07-cv-00403-TFH**

ELECTRONIC FRONTIER FOUNDATION v.
DEPARTMENT OF JUSTICE
Assigned to: Judge Thomas F. Hogan
Cause: 05:552 Freedom of Information Act

Date Filed: 02/27/2007
Date Terminated: 03/28/2012
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**ELECTRONIC FRONTIER
FOUNDATION**

represented by **David L. Sobel**
ELECTRONIC FRONTIER
FOUNDATION
1818 N Street, NW
Suite 410
Washington, DC 20036
(202) 246-6180
Fax: (202) 797-9066
Email: sobel@att.net
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

DEPARTMENT OF JUSTICE

represented by **Rupa Bhattacharyya**
U.S. DEPARTMENT OF JUSTICE
CIVIL DIVISION
P.O. Box 883
Washington, DC 20530
(202) 514-3146
Fax: (202) 318-7593
Email: rupa.bhattacharyya@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
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| 02/27/2007 | <u>1</u> | COMPLAINT against DEPARTMENT OF JUSTICE (Filing fee \$ 350 receipt number 4616002563)filed by ELECTRONIC FRONTIER FOUNDATION.(lc,) (Entered: 03/01/2007) |
| 02/27/2007 | <u>2</u> | LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by ELECTRONIC FRONTIER FOUNDATION (lc,) (Entered: 03/01/2007) |
| 02/27/2007 | | SUMMONS (3) issued as to DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (lc,) (Entered: 03/01/2007) |
| 02/28/2007 | | Case Reassigned to Judge Ricardo M. Urbina. Judge James Robertson no longer assigned to the case. (lc,) (Entered: 03/02/2007) |
| 03/23/2007 | <u>3</u> | NOTICE of Appearance by Rupa Bhattacharyya on behalf of DEPARTMENT OF JUSTICE (Bhattacharyya, Rupa) (Entered: 03/23/2007) |
| 03/23/2007 | <u>4</u> | ANSWER to Complaint by DEPARTMENT OF JUSTICE. Related document: <u>1</u> Complaint filed by ELECTRONIC FRONTIER FOUNDATION.(Bhattacharyya, Rupa) (Entered: 03/23/2007) |

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| 04/12/2007 | | Case Reassigned to Chief Judge Thomas F. Hogan. Judge Ricardo M. Urbina no longer assigned to the case. (jeb,) (Entered: 04/12/2007) |
| 04/17/2007 | <u>5</u> | ORDER setting an initial scheduling conference to take place on May 8, 2007, at 10:30 AM in Courtroom 25A before Chief Judge Thomas F. Hogan. Signed by Chief Judge Thomas F. Hogan on April 17, 2007. (lctfh2) (Entered: 04/17/2007) |
| 04/17/2007 | | Set Hearings: Initial Scheduling Conference set for 5/8/2007 at 10:30 AM in Courtroom 25A before Chief Judge Thomas F. Hogan. (hs,) (Entered: 04/17/2007) |
| 05/07/2007 | | NOTICE of RESCHEDULED Hearing:Initial Scheduling Conference set for 5/8/2007 at 10:30AM reset for 11:30 AM in Courtroom 25A before Chief Judge Thomas F. Hogan. (hs,) (Entered: 05/07/2007) |
| 05/08/2007 | | Minute Entry. Proceedings held before Chief Judge Thomas F. Hogan : Scheduling Conference held on 5/8/2007. Plaintiff's Opposition/Cross Motions to Summary Judgement Motion due by 6/4/2007,Government's Opposition/Response to Cross Motions due by 6/25/2007,If needed Plaintiff's Reply to Cross Motions due by 7/2/2007. Status Conference set for 7/25/2007 at 11:00 AM in Courtroom 25A before Chief Judge Thomas F. Hogan. (Court Reporter Cathryn Jones.) (hs,) (Entered: 05/08/2007) |
| 05/09/2007 | <u>6</u> | SCHEDULING ORDER attached setting deadlines for depositive motions and scheduling a hearing to present oral arguments regarding same. Dispositive Motions due by 5/11/2007, Response to Dispositive Motions due by 6/4/2007, Reply to Dispositive Motions due by 6/25/2007, Cross Motions due by 6/4/2007, Response to Cross Motions due by 5/25/2007, Reply to Cross Motions due by 7/2/2007, Motion Hearing set for 7/25/2007 11:00 AM in Courtroom 25A before Chief Judge Thomas F. Hogan. Signed by Chief Judge Thomas F. Hogan on May 9, 2007. (Entered: 05/09/2007) |
| 05/10/2007 | | Set Deadlines/Hearings: Defendant's Summary Judgment motion due by 5/11/2007. Plaintiff's Cross-Motion for Summary Judgment and Opposition to Motion for Summary Judgment due by 6/4/2007. Defendant's Opposition to Cross-Motion for Summary Judgment and Reply in Support of Motion for Summary Judgment due by 6/25/2007. Plaintiff's Reply in Support of Cross-Motion for Summary Judgment due by 7/2/2007. Motion Hearing set for 7/25/2007 11:00 AM in Courtroom 25A before Chief Judge Thomas F. Hogan. (lctfh2,) (Entered: 05/10/2007) |
| 05/11/2007 | <u>7</u> | MOTION for Summary Judgment by DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Exhibit A -- Declaration of Matthew G. Olsen# <u>2</u> Statement of Facts)(Bhattacharyya, Rupa) (Entered: 05/11/2007) |
| 05/11/2007 | <u>8</u> | ERRATA by DEPARTMENT OF JUSTICE, <u>7</u> MOTION for Summary Judgment filed by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u>)(Bhattacharyya, Rupa) (Entered: 05/11/2007) |
| 06/04/2007 | <u>9</u> | Memorandum in opposition to re <u>7</u> MOTION for Summary Judgment filed by ELECTRONIC FRONTIER FOUNDATION. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F)(Sobel, David) (Entered: 06/04/2007) |
| 06/04/2007 | <u>10</u> | Cross MOTION for In Camera Review by ELECTRONIC FRONTIER FOUNDATION (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F)(Sobel, David) (Entered: 06/04/2007) |
| 06/25/2007 | <u>11</u> | Memorandum in opposition to re <u>10</u> Cross MOTION for In Camera Review <i>and Reply in Support of 7 Motion for Summary Judgment</i> filed by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit Ex. A – Redacted Olsen Declaration)(Bhattacharyya, Rupa) (Entered: 06/25/2007) |
| 06/25/2007 | <u>12</u> | NOTICE of Lodging of Classified Exhibit for Court's In Camera, Ex Parte Review by DEPARTMENT OF JUSTICE re <u>11</u> Memorandum in Opposition (Bhattacharyya, Rupa) (Entered: 06/25/2007) |
| 06/25/2007 | <u>13</u> | REPLY to opposition to motion re <u>7</u> MOTION for Summary Judgment filed by DEPARTMENT OF JUSTICE. (see docket entry <u>11</u> to view documents) (lc,) |

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| | | (Entered: 06/26/2007) |
| 07/02/2007 | <u>14</u> | REPLY to opposition to motion re <u>10</u> Cross MOTION for In Camera Review filed by ELECTRONIC FRONTIER FOUNDATION. (Sobel, David) (Entered: 07/02/2007) |
| 07/04/2007 | <u>15</u> | Consent MOTION to Continue <i>Motion Hearing</i> by DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Bhattacharyya, Rupa) (Entered: 07/04/2007) |
| 07/09/2007 | | MINUTE ORDER granting <u>15</u> Consent Motion to Continue Hearing, which requests to reschedule the hearing currently set to take place on July 25, 2007. Accordingly, the hearing shall now take place on July 26, 2007, at 11:00 a.m. in Courtroom 25A. Signed by Chief Judge Thomas F. Hogan on July 9, 2007. (lctfh2) (Entered: 07/09/2007) |
| 07/09/2007 | | Set/Reset Hearings: Motion Hearing set for 7/26/2007 11:00 AM in Courtroom 25A before Chief Judge Thomas F. Hogan. (lctfh2) (Entered: 07/09/2007) |
| 08/03/2007 | <u>16</u> | MOTION for Reconsideration by ELECTRONIC FRONTIER FOUNDATION (Attachments: # <u>1</u> Exhibit A)(Sobel, David) (Entered: 08/03/2007) |
| 08/14/2007 | <u>17</u> | MEMORANDUM OPINION. Signed by Chief Judge Thomas F. Hogan on August 14, 2007. (lctfh2) (Entered: 08/14/2007) |
| 08/14/2007 | <u>18</u> | ORDER granting <u>7</u> Defendant's Motion for Summary Judgment and denying <u>10</u> Plaintiff's Cross-Motion for In Camera Review. Signed by Chief Judge Thomas F. Hogan on August 14, 2007. (lctfh2) (Entered: 08/14/2007) |
| 08/14/2007 | <u>19</u> | Memorandum in opposition to re <u>16</u> MOTION for Reconsideration filed by DEPARTMENT OF JUSTICE. (Bhattacharyya, Rupa) (Entered: 08/14/2007) |
| 08/17/2007 | <u>20</u> | CLERK'S JUDGMENT; in favor of The Department of Justice, against Electronic Frontier Foundation ordered by Chief Judge Thomas F. Hogan on 8/14/07. (hs,) (Entered: 08/17/2007) |
| 09/18/2007 | <u>21</u> | NOTICE of Change of Address by Marcia Clare Hofmann (Hofmann, Marcia) (Entered: 09/18/2007) |
| 12/14/2007 | <u>22</u> | NOTICE of <i>Relevant Authority</i> by DEPARTMENT OF JUSTICE re <u>16</u> MOTION for Reconsideration, <u>19</u> Memorandum in Opposition (Attachments: # <u>1</u> FISC Order)(Bhattacharyya, Rupa) (Entered: 12/14/2007) |
| 01/29/2008 | <u>23</u> | MEMORANDUM OPINION. Signed by Chief Judge Thomas F. Hogan on January 29, 2008. (lctfh2) (Entered: 01/29/2008) |
| 01/29/2008 | <u>24</u> | ORDER re <u>16</u> Plaintiff's Motion for Reconsideration. Signed by Chief Judge Thomas F. Hogan on January 29, 2008. (lctfh2) (Entered: 01/29/2008) |